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(Original Signature of Member)

112TH CONGRESS
2D SESSION

H. R.

To amend the National Voter Registration Act of 1993 to modernize State voting systems by allowing for increased use of the internet in voter registration, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. MORAN introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the National Voter Registration Act of 1993 to modernize State voting systems by allowing for increased use of the internet in voter registration, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Voting Line Reduction and Online Registration Act”.

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—PROMOTING INTERNET REGISTRATION

Sec. 101. Requiring availability of Internet for voter registration.

Sec. 102. Use of Internet to update registration information.

TITLE II—AUTOMATED REGISTRATION OF CERTAIN INDIVIDUALS

Sec. 201. Automated voter registration.

Sec. 202. List maintenance, privacy, and security.

Sec. 203. Promoting accuracy of Statewide voter registration lists.

Sec. 204. Definitions.

TITLE III—SHORTENING VOTER WAIT TIMES AND EARLY VOTING

Sec. 301. Equitable allocation of voting systems, poll workers, and election resources.

Sec. 302. Early voting.

Sec. 303. Conforming amendment to enforcement provision.

TITLE IV—GENERAL PROVISIONS

Sec. 401. Effective date.

1 **TITLE I—PROMOTING INTERNET**
2 **REGISTRATION**

3 **SEC. 101. REQUIRING AVAILABILITY OF INTERNET FOR**
4 **VOTER REGISTRATION.**

5 (a) REQUIRING AVAILABILITY OF INTERNET FOR
6 REGISTRATION.—The National Voter Registration Act of
7 1993 (42 U.S.C. 1973gg et seq.) is amended by inserting
8 after section 6 the following new section:

9 **“SEC. 6A. INTERNET REGISTRATION.**

10 “(a) REQUIRING AVAILABILITY OF INTERNET FOR
11 ONLINE REGISTRATION.—

12 “(1) AVAILABILITY OF ONLINE REGISTRA-
13 TION.—Each State, acting through the chief State
14 election official, shall ensure that the following serv-
15 ices are available to the public at any time on the

1 official public websites of the appropriate State and
2 local election officials in the State, in the same man-
3 ner and subject to the same terms and conditions as
4 the services provided by voter registration agencies
5 under section 7(a):

6 “(A) Online application for voter registra-
7 tion.

8 “(B) Online assistance to applicants in ap-
9 plying to register to vote.

10 “(C) Online completion and submission by
11 applicants of the mail voter registration applica-
12 tion form prescribed by the Election Assistance
13 Commission pursuant to section 9(a)(2), includ-
14 ing assistance with providing a signature in
15 electronic form as required under subsection
16 (c).

17 “(D) Online receipt of completed voter reg-
18 istration applications.

19 “(b) ACCEPTANCE OF COMPLETED APPLICATIONS.—
20 A State shall accept an online voter registration applica-
21 tion provided by an individual under this section, and en-
22 sure that the individual is registered to vote in the State,
23 if—

24 “(1) the individual meets the same voter reg-
25 istration requirements applicable to individuals who

1 register to vote by mail in accordance with section
2 6(a)(1) using the mail voter registration application
3 form prescribed by the Election Assistance Commis-
4 sion pursuant to section 9(a)(2); and

5 “(2) the individual provides a signature in elec-
6 tronic form in accordance with subsection (c) (but
7 only in the case of applications submitted during or
8 after the second year in which this section is in ef-
9 fect in the State).

10 “(c) SIGNATURES IN ELECTRONIC FORM.—For pur-
11 poses of this section, an individual provides a signature
12 in electronic form by—

13 “(1) executing a computerized mark in the sig-
14 nature field on an online voter registration applica-
15 tion; or

16 “(2) submitting with the application an elec-
17 tronic copy of the individual’s handwritten signature
18 through electronic means.

19 “(d) CONFIRMATION AND DISPOSITION.—

20 “(1) CONFIRMATION OF RECEIPT.—Upon the
21 online submission of a completed voter registration
22 application by an individual under this section, the
23 appropriate State or local election official shall send
24 the individual a notice confirming the State’s receipt
25 of the application and providing instructions on how

1 the individual may check the status of the applica-
2 tion.

3 “(2) NOTICE OF DISPOSITION.—As soon as the
4 appropriate State or local election official has ap-
5 proved or rejected an application submitted by an in-
6 dividual under this section, the official shall send the
7 individual a notice of the disposition of the applica-
8 tion.

9 “(3) METHOD OF NOTIFICATION.—The appro-
10 priate State or local election official shall send the
11 notices required under this subsection by regular
12 mail, and, in the case of an individual who has re-
13 quested that the State provide voter registration and
14 voting information through electronic mail, by both
15 electronic mail and regular mail.

16 “(e) PROVISION OF SERVICES IN NONPARTISAN
17 MANNER.—The services made available under subsection
18 (a) shall be provided in a manner that ensures that, con-
19 sistent with section 7(a)(5)—

20 “(1) the online application does not seek to in-
21 fluence an applicant’s political preference or party
22 registration; and

23 “(2) there is no display on the website pro-
24 moting any political preference or party allegiance,
25 except that nothing in this paragraph may be con-

1 strued to prohibit an applicant from registering to
2 vote as a member of a political party.

3 “(f) PROTECTION OF SECURITY OF INFORMATION.—

4 In meeting the requirements of this section, the State shall
5 establish appropriate technological security measures to
6 prevent to the greatest extent practicable any unauthor-
7 ized access to information provided by individuals using
8 the services made available under subsection (a).

9 “(g) USE OF ADDITIONAL TELEPHONE-BASED SYS-
10 TEM.—A State shall make the services made available on-
11 line under subsection (a) available through the use of an
12 automated telephone-based system, subject to the same
13 terms and conditions applicable under this section to the
14 services made available online, in addition to making the
15 services available online in accordance with the require-
16 ments of this section.

17 “(h) NONDISCRIMINATION AMONG REGISTERED
18 VOTERS USING MAIL AND ONLINE REGISTRATION.—In
19 carrying out this Act, the Help America Vote Act of 2002
20 (42 U.S.C. 15301 st seq.), or any other Federal, State,
21 or local law governing the treatment of registered voters
22 in the State or the administration of elections for public
23 office in the State, a State shall treat a registered voter
24 who registered to vote online in accordance with this sec-

1 tion in the same manner as the State treats a registered
2 voter who registered to vote by mail.”.

3 (b) SPECIAL REQUIREMENTS FOR INDIVIDUALS
4 USING ONLINE REGISTRATION.—

5 (1) TREATMENT AS INDIVIDUALS REGISTERING
6 TO VOTE BY MAIL FOR PURPOSES OF FIRST-TIME
7 VOTER IDENTIFICATION REQUIREMENTS.—Section
8 303(b)(1)(A) of the Help America Vote Act of 2002
9 (42 U.S.C. 15483(b)(1)(A)) is amended by striking
10 “by mail” and inserting “by mail or online under
11 section 6A of the National Voter Registration Act of
12 1993”.

13 (2) REQUIRING SIGNATURE FOR FIRST-TIME
14 VOTERS IN JURISDICTION.—Section 303(b) of such
15 Act (42 U.S.C. 15483(b)) is amended—

16 (A) by redesignating paragraph (5) as
17 paragraph (6); and

18 (B) by inserting after paragraph (4) the
19 following new paragraph:

20 “(5) SIGNATURE REQUIREMENTS FOR FIRST-
21 TIME VOTERS USING ONLINE REGISTRATION.—

22 “(A) IN GENERAL.—A State shall, in a
23 uniform and nondiscriminatory manner, require
24 an individual to meet the requirements of sub-
25 paragraph (B) if—

1 “(i) the individual registered to vote
2 in the State online under section 6A of the
3 National Voter Registration Act of 1993;
4 and

5 “(ii) the individual has not previously
6 voted in an election for Federal office in
7 the State.

8 “(B) REQUIREMENTS.—An individual
9 meets the requirements of this subparagraph
10 if—

11 “(i) in the case of an individual who
12 votes in person, the individual provides the
13 appropriate State or local election official
14 with a handwritten signature; or

15 “(ii) in the case of an individual who
16 votes by mail, the individual submits with
17 the ballot a handwritten signature.

18 “(C) INAPPLICABILITY.—Subparagraph
19 (A) does not apply in the case of an individual
20 who is—

21 “(i) entitled to vote by absentee ballot
22 under the Uniformed and Overseas Citi-
23 zens Absentee Voting Act (42 U.S.C.
24 1973ff–1 et seq.);

1 “(ii) provided the right to vote other-
2 wise than in person under section
3 3(b)(2)(B)(ii) of the Voting Accessibility
4 for the Elderly and Handicapped Act (42
5 U.S.C. 1973ee-1(b)(2)(B)(ii)); or

6 “(iii) entitled to vote otherwise than
7 in person under any other Federal law.”.

8 (3) CONFORMING AMENDMENT RELATING TO
9 EFFECTIVE DATE.—Section 303(d)(2)(A) of such
10 Act (42 U.S.C. 15483(d)(2)(A)) is amended by
11 striking “Each State” and inserting “Except as pro-
12 vided in subsection (b)(5), each State”.

13 (c) CONFORMING AMENDMENTS.—

14 (1) TIMING OF REGISTRATION.—Section 8(a)(1)
15 of the National Voter Registration Act of 1993 (42
16 U.S.C. 1973gg-6(a)(1)) is amended—

17 (A) by striking “and” at the end of sub-
18 paragraph (C);

19 (B) by redesignating subparagraph (D) as
20 subparagraph (E); and

21 (C) by inserting after subparagraph (C)
22 the following new subparagraph:

23 “(D) in the case of online registration
24 through the official public website of an election
25 official under section 6A, if the valid voter reg-

1 istration application is submitted online not
2 later than the lesser of 30 days, or the period
3 provided by State law, before the date of the
4 election (as determined by treating the date on
5 which the application is sent electronically as
6 the date on which it is submitted); and”.

7 (2) INFORMING APPLICANTS OF ELIGIBILITY
8 REQUIREMENTS AND PENALTIES.—Section 8(a)(5)
9 of such Act (42 U.S.C. 1973gg–6(a)(5)) is amended
10 by striking “and 7” and inserting “6A, and 7”.

11 **SEC. 102. USE OF INTERNET TO UPDATE REGISTRATION IN-**
12 **FORMATION.**

13 (a) IN GENERAL.—

14 (1) UPDATES TO INFORMATION CONTAINED ON
15 COMPUTERIZED STATEWIDE VOTER REGISTRATION
16 LIST.—Section 303(a) of the Help America Vote Act
17 of 2002 (42 U.S.C. 15483(a)) is amended by adding
18 at the end the following new paragraph:

19 “(6) USE OF INTERNET BY REGISTERED VOT-
20 ERS TO UPDATE INFORMATION.—

21 “(A) IN GENERAL.—The appropriate State
22 or local election official shall ensure that any
23 registered voter on the computerized list may at
24 any time update the voter’s registration infor-
25 mation, including the voter’s address and elec-

1 tronic mail address, online through the official
2 public website of the election official responsible
3 for the maintenance of the list, so long as the
4 voter attests to the contents of the update by
5 providing a signature in electronic form in the
6 same manner required under section 6A(c) of
7 the National Voter Registration Act of 1993.

8 “(B) PROCESSING OF UPDATED INFORMA-
9 TION BY ELECTION OFFICIALS.—If a registered
10 voter updates registration information under
11 subparagraph (A), the appropriate State or
12 local election official shall—

13 “(i) revise any information on the
14 computerized list to reflect the update
15 made by the voter; and

16 “(ii) if the updated registration infor-
17 mation affects the voter’s eligibility to vote
18 in an election for Federal office, ensure
19 that the information is processed with re-
20 spect to the election if the voter updates
21 the information not later than the lesser of
22 7 days, or the period provided by State
23 law, before the date of the election.

24 “(C) CONFIRMATION AND DISPOSITION.—

1 “(i) CONFIRMATION OF RECEIPT.—

2 Upon the online submission of updated
3 registration information by an individual
4 under this paragraph, the appropriate
5 State or local election official shall send
6 the individual a notice confirming the
7 State’s receipt of the updated information
8 and providing instructions on how the indi-
9 vidual may check the status of the update.

10 “(ii) NOTICE OF DISPOSITION.—As

11 soon as the appropriate State or local elec-
12 tion official has accepted or rejected up-
13 dated information submitted by an indi-
14 vidual under this paragraph, the official
15 shall send the individual a notice of the
16 disposition of the update.

17 “(iii) METHOD OF NOTIFICATION.—

18 The appropriate State or local election offi-
19 cial shall send the notices required under
20 this subparagraph by regular mail, and, in
21 the case of an individual who has re-
22 quested that the State provide voter reg-
23 istration and voting information through
24 electronic mail, by both electronic mail and
25 regular mail.”.

1 (2) CONFORMING AMENDMENT RELATING TO
2 EFFECTIVE DATE.—Section 303(d)(1)(A) of such
3 Act (42 U.S.C. 15483(d)(1)(A)) is amended by
4 striking “subparagraph (B)” and inserting “sub-
5 paragraph (B) and subsection (a)(6)”.

6 (b) ABILITY OF REGISTRANT TO USE ONLINE UP-
7 DATE TO PROVIDE INFORMATION ON RESIDENCE.—Sec-
8 tion 8(d)(2)(A) of the National Voter Registration Act of
9 1993 (42 U.S.C. 1973gg-6(d)(2)(A)) is amended—

10 (1) in the first sentence, by inserting after “re-
11 turn the card” the following: “or update the reg-
12 istrant’s information on the computerized Statewide
13 voter registration list using the online method pro-
14 vided under section 303(a)(6) of the Help America
15 Vote Act of 2002 (42 U.S.C. 15483(a)(6))”; and

16 (2) in the second sentence, by striking “re-
17 turned,” and inserting the following: “returned or if
18 the registrant does not update the registrant’s infor-
19 mation on the computerized Statewide voter reg-
20 istration list using such online method,”.

1 **TITLE II—AUTOMATED REG-**
2 **ISTRATION OF CERTAIN INDI-**
3 **VIDUALS**

4 **SEC. 201. AUTOMATED VOTER REGISTRATION.**

5 (a) COLLECTION OF INFORMATION BY SOURCE
6 AGENCIES.—

7 (1) DUTIES OF SOURCE AGENCIES.—Each
8 source agency in a State (as defined in subsection
9 (e)) shall, with each application for services or as-
10 sistance by an individual, and with each recertifi-
11 cation, renewal, or change of address relating to
12 such services or assistance—

13 (A) notify each such individual of the sub-
14 stantive qualifications of an elector in the State,
15 using language approved by the State’s chief
16 election official;

17 (B) notify each such individual that there
18 is an opportunity to be registered to vote or up-
19 date voter registration, but that voter registra-
20 tion is voluntary, and that neither registering
21 nor declining to register to vote will in any way
22 affect the availability of services or benefits, nor
23 be used for other purposes;

24 (C) require that each such individual indi-
25 cate, after considering the substantive qualifica-

1 tion of an elector in the State, whether or not
2 the person wishes to be registered;

3 (D) ensure that each such individual's
4 transaction with the agency cannot be com-
5 pleted until the individual has indicated whether
6 he or she wishes to register to vote; and

7 (E) for each such individual who consents
8 to using the individual's records with the source
9 agency to enable the individual to register to
10 vote under this section, collect a signed affirma-
11 tion of eligibility to register to vote in the State.

12 (2) NO EFFECT ON RIGHT TO DECLINE VOTER
13 REGISTRATION.—Nothing in this subtitle shall be
14 construed to interfere with the right of any person
15 to decline to be registered to vote for any reason.

16 (b) TRANSFER OF INFORMATION ON INDIVIDUALS
17 CONSENTING TO VOTER REGISTRATION.—

18 (1) TRANSFER.—For each individual who noti-
19 fies the source agency that the individual consents to
20 voter registration under this section, the source
21 agency shall transfer to the chief State election offi-
22 cial of the State the following data, to the extent the
23 data is available to the source agency:

24 (A) The given name or names and sur-
25 name or surnames.

1 (B) Date of birth.

2 (C) Residential address.

3 (D) Mailing address.

4 (E) Signature, in electronic form.

5 (F) Date of the last change to the infor-
6 mation.

7 (G) The motor vehicle driver's license
8 number.

9 (H) The last four digits of the Social Secu-
10 rity number.

11 (2) TIMING OF TRANSFER.—The source agency
12 shall transfer the data described in paragraph (1) to
13 the chief State election official on a daily basis.

14 (3) FORMAT.—The data transferred under
15 paragraph (1) shall be transferred in a format com-
16 patible with the Statewide computerized voter reg-
17 istration list under section 303 of the Help America
18 Vote Act of 2002 (42 U.S.C. 15483).

19 (4) PROHIBITING STORAGE OF INFORMATION.—
20 Any information collected by the source agency
21 under this section with respect to an individual who
22 consents to register to vote under this section may
23 not be stored by the source agency in any form after
24 the information is transferred to the chief State elec-
25 tion official under paragraph (1).

1 (c) REGISTRATION OF INDIVIDUALS BY CHIEF STATE
2 ELECTION OFFICIAL.—

3 (1) COMPARISON WITH STATEWIDE VOTER REG-
4 ISTRATION LIST.—Upon receiving information from
5 a source agency with respect to an individual under
6 subsection (b), the chief State election official shall
7 determine whether the individual is included in the
8 computerized Statewide voter registration list estab-
9 lished and maintained under section 303 of the Help
10 America Vote Act of 2002 (42 U.S.C. 15483).

11 (2) REGISTRATION OF INDIVIDUALS NOT ON
12 STATEWIDE LIST.—If an individual for whom infor-
13 mation is received from a source agency under sub-
14 section (b) is eligible to vote in elections for Federal
15 office in the State and is not on the computerized
16 Statewide voter registration list, the chief State elec-
17 tion official shall—

18 (A) ensure that the individual is registered
19 to vote in such elections not later than 5 days
20 after receiving the information, without regard
21 to whether or not the information provided by
22 the source agency includes the individual's sig-
23 nature;

1 (B) update the Statewide computerized
2 voter registration list to include the individual;
3 and

4 (C) notify the individual that the individual
5 is registered to vote in elections for Federal of-
6 fice in the State.

7 (3) TREATMENT OF INFORMATION INCOR-
8 RECTLY PROVIDED.—If a source agency provides the
9 chief State election official with information with re-
10 spect to an individual who did not consent to be reg-
11 istered to vote under this section, the chief State
12 election official shall not take any action to register
13 the individual to vote, except that no such individual
14 who is already included on the computerized State-
15 wide voter registration list shall be removed from the
16 list solely because the information was incorrectly
17 provided under subsection (b).

18 (4) NO EFFECT ON OTHER MEANS OF REG-
19 ISTRATION.—Nothing in this section affects a
20 State's obligation to register voters upon receipt of
21 a valid voter registration application through means
22 provided by National Voter Registration Act of 1993
23 (42 U.S.C. 1973gg et seq.), the Internet registration
24 procedure described in section 101, or other valid
25 means.

1 (5) INDIVIDUALS IN EXISTING RECORDS.—No
2 later than January 2015, each individual who is list-
3 ed in a source agency’s records and for whom there
4 exists reason to believe the individual is a citizen
5 and not otherwise ineligible to vote shall be mailed
6 a postage pre-paid return postcard including a box
7 for the individual to check, together with the state-
8 ment (in close proximity to the box and in promi-
9 nent type), “By checking this box, I affirm that I
10 am a citizen of the United States, am eligible to vote
11 in this State, and will be at least eighteen years old
12 by the next general election. I understand that by
13 checking this box, I will be registered to vote if I am
14 eligible to vote in the State.”, along with a clear de-
15 scription of the voting eligibility requirements in the
16 State. The postcard shall also include, where re-
17 quired for voter registration, a place for the individ-
18 ual’s signature and designation of party affiliation.
19 An individual who checks the box and returns the
20 completed postcard postmarked not later than the
21 lesser of the fifteenth day before an election for Fed-
22 eral office, or the period provided by State law, shall
23 be registered to vote in that election.

1 (d) OPTIONS FOR STATE TO REQUIRE SPECIAL
2 TREATMENT OF INDIVIDUALS REGISTERED AUTOMATI-
3 CALLY.—

4 (1) TREATMENT AS INDIVIDUALS REGISTERING
5 TO VOTE BY MAIL FOR PURPOSES OF FIRST-TIME
6 VOTER IDENTIFICATION REQUIREMENTS.—Section
7 303(b)(1)(A) of the Help America Vote Act of 2002
8 (42 U.S.C. 15483(b)(1)(A)), as amended by section
9 101(b)(1), is amended by striking “of 1993” and in-
10 sserting “of 1993 or (at the option of the State) was
11 registered automatically under section 102 of the
12 Voting Line Reduction and Online Registration
13 Act”.

14 (2) REQUIRING SIGNATURE.—Section 303(b) of
15 such Act (42 U.S.C. 15483(b)), as amended by sec-
16 tion 101(b)(2), is amended—

17 (A) by redesignating paragraph (6) as
18 paragraph (7); and

19 (B) by inserting after paragraph (5) the
20 following new paragraph:

21 “(6) OPTION FOR STATE TO REQUIRE SIGNA-
22 TURE REQUIREMENTS FOR FIRST-TIME VOTERS REG-
23 ISTERED AUTOMATICALLY.—

24 “(A) IN GENERAL.—A State may, in a uni-
25 form and nondiscriminatory manner, require an

1 individual to meet the requirements of subpara-
2 graph (B) if—

3 “(i) the individual was registered to
4 vote in the State automatically under sec-
5 tion 101 of the Voting Line Reduction and
6 Online Registration Act; and

7 “(ii) the individual has not previously
8 voted in an election for Federal office in
9 the State.

10 “(B) REQUIREMENTS.—An individual
11 meets the requirements of this subparagraph
12 if—

13 “(i) in the case of an individual who
14 votes in person, the individual provides the
15 appropriate State or local election official
16 with a handwritten signature; or

17 “(ii) in the case of an individual who
18 votes by mail, the individual submits with
19 the ballot a handwritten signature.

20 “(C) INAPPLICABILITY.—Subparagraph
21 (A) does not apply in the case of an individual
22 who is—

23 “(i) entitled to vote by absentee ballot
24 under the Uniformed and Overseas Citi-

1 zens Absentee Voting Act (42 U.S.C.
2 1973ff–1 et seq.);

3 “(ii) provided the right to vote other-
4 wise than in person under section
5 3(b)(2)(B)(ii) of the Voting Accessibility
6 for the Elderly and Handicapped Act (42
7 U.S.C. 1973ee–1(b)(2)(B)(ii)); or

8 “(iii) entitled to vote otherwise than
9 in person under any other Federal law.”.

10 (3) CONFORMING AMENDMENT RELATING TO
11 EFFECTIVE DATE.—Section 303(d)(2)(A) of such
12 Act (42 U.S.C. 15483(d)(2)(A)), as amended by sec-
13 tion 101(b)(3), is amended by striking “subsection
14 (b)(5)” and inserting “subsections (b)(5) and
15 (b)(6)”.

16 (e) SOURCE AGENCIES DESCRIBED.—

17 (1) IN GENERAL.—With respect to any State, a
18 “source agency” is—

19 (A) each State office which is described in
20 paragraph (2); and

21 (B) each Federal office which is described
22 in paragraph (3) which is located in the State,
23 except that such office shall be a source agency
24 only with respect to individuals who are resi-
25 dents of the State in which the office is located.

1 (2) STATE OFFICES DESCRIBED.—

2 (A) IN GENERAL.—The State offices de-
3 scribed in this paragraph are as follows:

4 (i) The State motor vehicle authority.

5 (ii) Each office in the State which is
6 designated as a voter registration agency
7 in a State pursuant to section 7(a) of the
8 National Voter Registration Act of 1993
9 (42 U.S.C. 1973gg-5(a)).

10 (iii) Each State agency that admin-
11 isters a program providing assistance pur-
12 suant to pursuant to title III of the Social
13 Security Act (42 U.S.C. 501 et seq.).

14 (iv) Each State agency primarily re-
15 sponsible for maintaining identifying infor-
16 mation for students enrolled at public sec-
17 ondary schools in the State, including,
18 where applicable, the State agency respon-
19 sible for maintaining the education data
20 system described in section 6401(e)(2) of
21 the America COMPETES Act (20 U.S.C.
22 9871(e)(2)).

23 (v) In the case of a State in which an
24 individual disenfranchised by a criminal
25 conviction may become eligible to vote

1 upon completion of criminal sentence or
2 any part thereof, or upon formal restora-
3 tion of rights, the State agency responsible
4 for administering that sentence, or part
5 thereof, or that restoration of rights.

6 (vi) In the case of a State in which an
7 individual disenfranchised by adjudication
8 of mental incompetence or similar condi-
9 tion becomes eligible to register to vote
10 upon the restoration of competence or
11 similar condition, each State agency re-
12 sponsible for determining when competence
13 or a similar condition is met.

14 (vii) Such other office which may be
15 designated as a source agency by the chief
16 State election official of the State.

17 (B) CRITERIA FOR DESIGNATION OF ADDI-
18 TIONAL SOURCE AGENCIES.—In designating of-
19 fices of the State as source agencies for pur-
20 poses of subparagraph (A)(vii), the chief State
21 election official shall give priority on the basis
22 of the following criteria:

23 (i) The extent to which individuals re-
24 ceiving services or assistance from the of-
25 fice are likely to be individuals who are eli-

1 gible to register to vote in elections for
2 Federal office in the State but who are not
3 registered to vote in such elections.

4 (ii) The accuracy of the office's
5 records with respect to identifying informa-
6 tion (including age, citizenship status, and
7 residency) for individuals receiving services
8 or assistance from the office.

9 (iii) The cost-effectiveness of obtain-
10 ing such identifying information and trans-
11 mitting the information to the chief State
12 election official.

13 (iv) The extent to which the designa-
14 tion of the office as a voter registration
15 agency will promote the registration of eli-
16 gible individuals to vote in elections for
17 Federal office in the State and the accu-
18 racy of the State's Statewide computerized
19 voter registration list under the Help
20 America Vote Act of 2002 (42 U.S.C.
21 15301 et seq.).

22 (3) FEDERAL OFFICES DESCRIBED.—The Fed-
23 eral offices described in this paragraph are as fol-
24 lows:

25 (A) Armed Forces recruitment offices.

1 (B) The United States Immigration and
2 Customs Enforcement Bureau, but only with
3 respect to individuals who complete the natu-
4 ralization process.

5 (C) The Social Security Administration.

6 (D) The Administrative Office of the
7 United States Courts, the Federal Bureau of
8 Prisons, and the United States Probation Serv-
9 ice, but only with respect to individuals com-
10 pleting terms of prison, sentences, probation, or
11 parole.

12 (E) The Department of Veterans Affairs,
13 but only with respect to individuals applying for
14 or using health care services or services for
15 homeless individuals.

16 (F) The Defense Manpower Data Center
17 of the Department of Defense.

18 (G) The Indian Health Services of the De-
19 partment of Health and Human Services.

20 (H) The Center for Medicare and Medicaid
21 Services of the Department of Health and
22 Human Services.

23 (I) Any other Federal office which is des-
24 ignated by a State (with the consent of the

1 President) as a source agency with respect to
2 the State.

3 **SEC. 202. LIST MAINTENANCE, PRIVACY, AND SECURITY.**

4 (a) DATABASE MANAGEMENT STANDARDS.—

5 (1) DATABASE MATCHING STANDARDS.—The
6 chief State election official of each State shall estab-
7 lish standards governing the comparison of data on
8 the Statewide computerized voter registration list
9 under section 303 of the Help America Vote Act of
10 2002 (42 U.S.C. 15483), the data provided by var-
11 ious source agencies under section 201, and relevant
12 data from other sources, including the specific data
13 elements and data matching rules to be used for
14 purposes of determining—

15 (A) whether a data record from any source
16 agency represents the same individual as a
17 record in another source agency or on the state-
18 wide list;

19 (B) whether a data record from any source
20 agency represents an individual already reg-
21 istered to vote in the State;

22 (C) whether two data records in the state-
23 wide computerized voter registration list rep-
24 resent duplicate records for the same individual;

1 (D) whether a data record supplied by any
2 list maintenance source represents an individual
3 already registered to vote in the State; and

4 (E) which information will be treated as
5 more current and reliable when data records
6 from multiple sources present information for
7 the same individual.

8 (2) STANDARDS FOR DETERMINING INELIGI-
9 BILITY.—The chief State election official of a State
10 shall establish uniform and non-discriminatory
11 standards describing the specific conditions under
12 which an individual will be determined for list main-
13 tenance purposes to be ineligible to vote in an elec-
14 tion for Federal office in the State.

15 (b) PRIVACY AND SECURITY STANDARDS.—

16 (1) PRIVACY AND SECURITY POLICY.—The chief
17 State election official of a State shall publish and
18 enforce a privacy and security policy specifying each
19 class of users who shall have authorized access to
20 the computerized Statewide voter registration list,
21 specifying for each such class the permission and
22 levels of access to be granted, and setting forth
23 other safeguards to protect the privacy and security
24 of the information on the list. Such policy shall in-
25 clude security safeguards to protect personal infor-

1 mation in the data transfer process under section
2 201, the online or telephone interface, the mainte-
3 nance of the voter registration database, and audit
4 procedure to track individual access to the system.

5 (2) NO UNAUTHORIZED ACCESS.—The chief
6 State election official of a State shall establish poli-
7 cies and enforcement procedures to prevent unau-
8 thorized access to or use of the computerized state-
9 wide voter registration list, any list or other infor-
10 mation provided by a source agency under section
11 201, or any maintenance source for the list. Nothing
12 in this paragraph shall be construed to prohibit ac-
13 cess to information required for purposes of voter
14 registration, election administration, and the en-
15 forcement of election laws.

16 (3) INTER-AGENCY TRANSFERS.—

17 (A) IN GENERAL.—The chief State election
18 official of a State shall establish policies and
19 enforcement procedures to maintain security
20 during inter-agency transfers of information re-
21 quired or permitted under this title. Each State
22 agency and third party participating in such
23 inter-agency transfers of information shall fa-
24 cilitate and comply with such policies. Nothing
25 in this subparagraph shall prevent a source

1 agency under section 201 from establishing and
2 enforcing additional security measures to pro-
3 tect the confidentiality and integrity of inter-
4 agency data transfers. No State or local election
5 official shall transfer or facilitate the transfer
6 of information from the computerized statewide
7 voter registration list to any source agency
8 under section 201.

9 (B) TRANSMISSION THROUGH SECURE
10 THIRD PARTIES PERMITTED.—Nothing in this
11 section shall be construed to prevent a source
12 agency under section 201 from contracting with
13 a third party to assist in the transmission of
14 data to a chief State election official, so long as
15 the data transmission complies with the appli-
16 cable requirements of this title, including the
17 privacy and security provisions of this section.

18 (4) RECORDS RETENTION.—The chief State
19 election official of a State shall establish standards
20 and procedures to maintain all election records re-
21 quired for purposes of this title, including for the
22 purpose of determining the eligibility of persons
23 casting provisional ballots under section 302 of the
24 Help America Vote Act of 2002 (42 U.S.C. 15482).
25 Records for individuals who have been retained on

1 the computerized statewide voter registration list
2 under section 301 of such Act (42 U.S.C. 15481)
3 but identified as ineligible to vote in an election for
4 Federal office within the State, or removed from the
5 list due to ineligibility, shall be maintained and kept
6 available until at least the date of the second general
7 election for Federal office that occurs after the date
8 that the individual was identified as ineligible.

9 (c) PUBLICATION OF STANDARDS.—The chief State
10 election official of a State shall publish on the official's
11 website the standards established under this section, and
12 shall make those standards available in written form upon
13 public request.

14 (d) PROTECTION OF SOURCE INFORMATION.—The
15 identity of the specific source agency through which an
16 individual consented to register to vote under section 201
17 shall not be disclosed to the public and shall not be re-
18 tained after the individual is added to the computerized
19 statewide voter registration list.

20 (e) CONFIDENTIALITY OF PERSONAL INFORMA-
21 TION.—The chief State election official of a State shall
22 establish policies and enforcement procedures to ensure
23 that personal information provided by source agencies or
24 otherwise transmitted under this section is kept confiden-
25 tial and is available only to authorized users. For purposes

1 of these policies and procedures, the term “personal infor-
2 mation” means, with respect to an individual any of the
3 following:

4 (1) Any portion of a Social Security number.

5 (2) Any portion of a vehicle driver’s license
6 number or State identification card number.

7 (3) A signature.

8 (4) A personal residence and contact informa-
9 tion (in the case of an individuals with respect to
10 whom such information is required to be maintained
11 as confidential under State law).

12 (5) Sensitive information relating to any indi-
13 vidual in a category designated as confidential by
14 Federal or State law, including a victim of domestic
15 violence or stalking, a prosecutor and member of law
16 enforcement personnel, and a participant in a wit-
17 ness protection program.

18 (6) A phone number.

19 (7) An email address.

20 (8) Citizenship status.

21 (9) Such other information as the chief State
22 election official may designate as confidential to the
23 extent reasonably necessary to prevent identity theft
24 or impersonation, except that the chief State election
25 official may not designate as confidential under this

1 subparagraph the name, address, or date of registra-
2 tion of an individual, or, where applicable, the self-
3 identified racial or ethnic category of the individual
4 as applicable under Revisions to OMB Directive
5 Number 15 or successor directives.

6 (f) PROTECTIONS AGAINST LIABILITY OF INDIVID-
7 UALS ON BASIS OF INFORMATION TRANSFERRED.—

8 (1) NO INDIVIDUAL LIABILITY FOR REGISTRA-
9 TION OF INELIGIBLE INDIVIDUAL.—If an individual
10 who is not eligible to register to vote in elections for
11 Federal office is registered to vote in such elections
12 by a chief State election official under section 201,
13 the individual shall not be subject to any penalty, in-
14 cluding the imposition of a fine or term of imprison-
15 ment, adverse treatment in any immigration or nat-
16 uralization proceeding, or the denial of any status
17 under immigration laws, under any law prohibiting
18 an individual who is not eligible to register to vote
19 in elections for Federal office from registering to
20 vote in such elections. Nothing in this paragraph
21 shall be construed to waive the liability of any indi-
22 vidual who knowingly provides false information to
23 any person regarding the individual's eligibility to
24 register to vote or vote in elections for Federal of-
25 fice.

1 (2) PROHIBITING USE OF INFORMATION BY OF-
2 FICIALS.—No person acting under color of law may
3 use the information received by the chief State elec-
4 tion official under section 201 to attempt to deter-
5 mine the citizenship status of any individual for im-
6 migration enforcement, criminal law enforcement
7 (other than enforcement of election laws), or any
8 purpose other than voter registration, election ad-
9 ministration, or the enforcement of election laws.

10 (g) PROHIBITION ON TRANSFER OF INFORMATION
11 IRRELEVANT TO ADMINISTRATION OF ELECTIONS.—No
12 source agency shall transmit any information under sec-
13 tion 201 which is irrelevant to the administration of elec-
14 tions. To the extent that an election official receives any
15 information which is accidentally or inadvertently trans-
16 ferred by a source agency under such section, the official
17 shall immediately delete the information from the official's
18 records.

19 (h) RESTRICTION ON USE OF INFORMATION.—No in-
20 formation relating to an individual's absence from the
21 statewide voter registration list under section 303 of the
22 Help America Vote Act of 2002 (42 U.S.C. 15483) or an
23 individual's declination to supply information for voter
24 registration purposes to a source agency under section 201
25 may be disclosed to the public for immigration enforce-

1 ment, criminal law enforcement other than enforcement
2 of laws against election crimes, or used for any purpose
3 other than voter registration, election administration, or
4 the enforcement of election laws.

5 (i) NONDISCRIMINATION.—No person acting under
6 color of law may discriminate against any individual on
7 the basis of the individual's absence from the statewide
8 voter registration list, the information supplied by the in-
9 dividual for voter registration purpose to a source agency
10 under section 201, or the individual's declination to supply
11 such information, except as required for purposes of voter
12 registration, election administration, and the enforcement
13 of election laws.

14 (j) PROHIBITION ON THE USE OF VOTER REGISTRA-
15 TION INFORMATION FOR COMMERCIAL OR NON-GOVERN-
16 MENTAL PURPOSES.—Voter registration information col-
17 lected under this title shall not be used for commercial
18 purposes including for comparison with any existing com-
19 mercial list or database.

20 (k) PENALTY.—Whoever knowingly uses information
21 or permits information to be used in violation of this sec-
22 tion shall be imprisoned for not more than 1 year, fined
23 under title 18, United States Code, or both.

24 (l) EXCLUSION FROM LISTS OF INDIVIDUALS DE-
25 CLINING REGISTRATION.—The chief State election official

1 of a State shall ensure that, with respect to any individual
2 who declines the opportunity to register to vote under sec-
3 tion 201, the individual's information is not included on
4 the computerized Statewide voter registration list under
5 section 303 of the Help America Vote Act of 2002 (42
6 U.S.C. 15483) and is not provided to any third party (ex-
7 cept to the extent required under another Federal or State
8 law). Nothing in this subsection shall be construed to pre-
9 clude an individual who has previously declined the oppor-
10 tunity to register to vote from subsequently registering to
11 vote.

12 **SEC. 203. PROMOTING ACCURACY OF STATEWIDE VOTER**
13 **REGISTRATION LISTS.**

14 (a) DEADLINES FOR TRANSMITTAL OF CHANGE OF
15 ADDRESS OR OTHER IDENTIFYING INFORMATION.—

16 (1) INFORMATION RECEIVED BY STATE MOTOR
17 VEHICLE AUTHORITY.—Section 5(d) of the National
18 Voter Registration Act of 1993 (42 U.S.C. 1973gg-
19 3(d)) is amended to read as follows:

20 “(d) AUTOMATIC TRANSMITTAL OF CHANGE OF AD-
21 DRESS OR OTHER IDENTIFYING INFORMATION.—Not
22 later than 24 hours after receiving a change of address
23 form or any other information indicating that identifying
24 information with respect to an individual which is included
25 in the records of the State motor vehicle authority has

1 been changed, the State motor vehicle authority shall
2 transmit such form or other information to the chief State
3 election official, unless—

4 “(1) the records of the authority include infor-
5 mation indicating that the individual is not eligible
6 to register to vote in the State; or

7 “(2) the individual states on the form or other-
8 wise indicates that the change of address or other
9 information is not for voter registration purposes.”.

10 (2) INFORMATION RECEIVED BY OTHER VOTER
11 REGISTRATION AGENCIES.—Section 7 of such Act
12 (42 U.S.C. 1973gg-5) is amended by adding at the
13 end the following new subsection:

14 “(e) AUTOMATIC TRANSMITTAL OF CHANGE OF AD-
15 DRESS OR OTHER IDENTIFYING INFORMATION.—Not
16 later than 24 hours after receiving a change of address
17 form or any other information indicating that identifying
18 information with respect to an individual which is included
19 in the records of a voter registration agency designated
20 under this section has been changed, the appropriate offi-
21 cial of such agency shall transmit such form or other in-
22 formation to the chief State election official, unless—

23 “(1) the records of the agency include informa-
24 tion indicating that the individual is not eligible to
25 register to vote in the State; or

1 “(2) the individual states on the form or other-
2 wise indicates that the change of address or other
3 information is not for voter registration purposes.”.

4 (3) INFORMATION RECEIVED FROM SOURCE
5 AGENCIES.—Not later than 24 hours after receiving
6 a change of address form or any other information
7 indicating that identifying information with respect
8 to an individual which is included in the records of
9 a source agency designated under section 201 has
10 been changed, the appropriate official of such agency
11 shall transmit such form or other information to the
12 chief State election official, unless—

13 (A) the records of the agency include infor-
14 mation indicating that the individual is not eli-
15 gible to register to vote in the State; or

16 (B) the individual states on the form or
17 otherwise indicates that the change of address
18 or other information is not for voter registra-
19 tion purposes.

20 (b) REVISION OF STATEWIDE COMPUTERIZED LIST
21 TO REFLECT REVISED INFORMATION.—Section 303(a) of
22 the Help America Vote Act of 2002 (42 U.S.C. 15483(a)),
23 as amended by section 102(a), is amended by adding at
24 the end the following new paragraph:

1 “(7) REVISION OF LIST TO REFLECT INFORMA-
2 TION RECEIVED FROM OTHER STATE OFFICES.—

3 “(A) IN GENERAL.—If a State motor vehi-
4 cle authority (pursuant to section 5(d) of the
5 National Voter Registration Act of 1993 (42
6 U.S.C. 1973gg-3(d))) a voter registration agen-
7 cy (designated under section 7 of such Act (42
8 U.S.C. 1973gg-5)), or a source agency (des-
9 ignated under section 201 of the Voting Line
10 Reduction and Online Registration Act) trans-
11 mits to the chief State election official a change
12 of address form or any other information indi-
13 cating that identifying information with respect
14 to an individual has been changed, the appro-
15 priate State or local election official shall—

16 “(i) determine whether the individual
17 appears on the computerized list estab-
18 lished under this section; and

19 “(ii) if the individual appears on the
20 list, revise the information relating to the
21 individual on the list to reflect the individ-
22 ual’s new address or other changed identi-
23 fying information.

24 “(B) NOTIFICATION TO VOTERS.—If an
25 election official revises any voter registration in-

1 formation on the computerized list with respect
2 to any voter (including removing the voter from
3 the list), immediately after revising the infor-
4 mation, the official shall send the individual a
5 written notice of the revision which includes the
6 following information:

7 “(i) The voter’s name, date of birth,
8 and address, as reflected in the revised in-
9 formation on the computerized list.

10 “(ii) A statement that the voter’s
11 voter registration information has been up-
12 dated.

13 “(iii) Information on how to correct
14 information on the computerized list.

15 “(iv) A statement of the eligibility re-
16 quirements for registered voters in the
17 State.

18 “(v) A statement (in larger font size
19 than the other statements on the notice)
20 that it is illegal for an individual who does
21 not meet the eligibility requirements for
22 registered voters in the State to vote in an
23 election in the State.

24 “(vi) A statement that the voter may
25 terminate the voter’s status as a registered

1 voter in the State, or request a change in
2 the voter's voter registration information,
3 at any time by contacting the appropriate
4 State or local election official, together
5 with contact information for such official
6 (including any website through which the
7 voter may contact the official or obtain in-
8 formation on voter registration in the
9 State).

10 “(C) USE OF ELECTRONIC MAIL.—If an
11 election official has an electronic mail address
12 for any voter to whom the official is required to
13 send a written notice under this paragraph, the
14 official may meet the requirements of this para-
15 graph by sending the notice to the voter in elec-
16 tronic form at that address, but only if prior to
17 sending the notice, the official sends a test elec-
18 tronic mail to the voter at that address and re-
19 ceives confirmation that the address is current
20 and valid.”.

21 (c) EFFECTIVE DATE.—The amendments made by
22 this section shall apply with respect to elections occurring
23 during 2014 or any succeeding year.

1 **SEC. 204. DEFINITIONS.**

2 (a) CHIEF STATE ELECTION OFFICIAL.—In this
3 title, the term “chief State election official” means, with
4 respect to a State, the individual designated by the State
5 under section 10 of the National Voter Registration Act
6 of 1993 (42 U.S.C. 1973gg–8) to be responsible for co-
7 ordination of the State’s responsibilities under such Act.

8 (b) STATE.—In this title, the term “State” includes
9 the District of Columbia, the Commonwealth of Puerto
10 Rico, the United States Virgin Islands, Guam, and Amer-
11 ican Samoa, but does not include any State in which,
12 under a State law in effect continuously on and after the
13 date of the enactment of this Act, there is no voter reg-
14 istration requirement for individuals in the State with re-
15 spect to elections for Federal office.

16 **TITLE III—SHORTENING VOTER**
17 **WAIT TIMES AND EARLY VOTING**

18 **SEC. 301. EQUITABLE ALLOCATION OF VOTING SYSTEMS,**
19 **POLL WORKERS, AND ELECTION RESOURCES.**

20 (a) IN GENERAL.—Title III of the Help America
21 Vote Act of 2002 (42 U.S.C. 15481 et seq.) is amended
22 by adding at the end the following new subtitle:

1 **“Subtitle C—Additional**
2 **Requirements**

3 **“SEC. 321. MINIMUM REQUIRED VOTING SYSTEMS AND**
4 **POLL WORKERS.**

5 “(a) IN GENERAL.—Each State shall provide for the
6 minimum required number of voting systems, poll workers,
7 and other election resources (including all other physical
8 resources) for each voting site on the day of any Federal
9 election and on any days during which such State allows
10 early voting for a Federal election in accordance with the
11 standards determined under subsection (c).

12 “(b) VOTING SITE.—For purposes of this section, the
13 term ‘voting site’ means a polling location, except that in
14 the case of any polling location which serves more than
15 1 precinct, such term shall mean a precinct.

16 “(c) GUIDANCE AND STANDARDS.—

17 “(1) IN GENERAL.—Not later than January 1,
18 2014, the Commission shall conduct a study and
19 then issue standards that establish a minimum num-
20 ber of voting systems, poll workers, and other elec-
21 tion resources (including all other physical re-
22 sources) for each voting site on the day of any Fed-
23 eral election and on any days during which early vot-
24 ing is allowed for a Federal election.

25 “(2) DISTRIBUTION.—

1 “(A) IN GENERAL.—The standards de-
2 scribed in paragraph (1) shall provide for a uni-
3 form and nondiscriminatory distribution of such
4 systems, workers, and other resources, and, to
5 the extent possible, shall take into account,
6 among other factors, the following:

7 “(i) The voting age population.

8 “(ii) Voter turnout in past elections.

9 “(iii) The number of voters registered.

10 “(iv) The number of voters who have
11 registered since the most recent Federal
12 election.

13 “(v) Census data for the population
14 served by such voting site.

15 “(vi) The educational levels and socio-
16 economic factors of the population served
17 by such voting site.

18 “(vii) The needs and numbers of vot-
19 ers with disabilities and voters with limited
20 English proficiency.

21 “(viii) The type of voting systems
22 used.

23 “(B) NO FACTOR DISPOSITIVE.—The
24 standards shall provide that the distribution of
25 such systems should take into account the total-

1 ity of all relevant factors, and no single factor
2 shall be dispositive under the standards.

3 “(C) PURPOSE.—To the extent possible,
4 the standards shall provide for a distribution of
5 voting systems, poll workers, and other election
6 resources with the goals of—

7 “(i) ensuring a fair and equitable
8 waiting time for all voters in the State;
9 and

10 “(ii) preventing a waiting time of over
11 1 hour at any voting site.

12 “(3) DEVIATION.—The standards described in
13 paragraph (1) shall permit States, upon giving rea-
14 sonable public notice, to deviate from any allocation
15 requirements in the case of unforeseen cir-
16 cumstances such as a natural disaster or terrorist
17 attack.

18 **“SEC. 322. ALLOCATION OF ELECTION RESOURCES.**

19 “(a) STATE PLANS TO PREVENT UNREASONABLE
20 VOTER WAITING TIMES.—

21 “(1) IN GENERAL.—Not later than 60 days be-
22 fore each election for Federal office, each State shall
23 submit a written plan to the Commission describing
24 the measures it is implementing to ensure, to the
25 greatest extent possible, an equitable waiting time

1 for all voters in the State, and a waiting time of less
2 than 1 hour at any polling place in the election.

3 “(2) PUBLICATION.—Not later 30 days after
4 receiving a State plan under paragraph (1), the
5 Commission shall make the plan available to the
6 public.

7 “(b) REMEDIAL PLANS FOR STATES WITH EXCES-
8 SIVE VOTER WAIT TIMES.—

9 “(1) COMPLIANCE WITH STATE REMEDIAL
10 PLANS.—

11 “(A) REMEDIAL PLANS.—Each jurisdiction
12 for which the Commission determines that a
13 substantial number of voters waited more than
14 90 minutes to cast a vote in an election for
15 Federal office, or in which there were substan-
16 tial violations of the standards established
17 under section 321(c) with respect to an election
18 for Federal office, shall comply with a State re-
19 medial plan established by the Commission to
20 provide for the effective allocation of resources
21 to administer elections held in the State and to
22 reduce the waiting time of voters.

23 “(B) COORDINATION WITH ATTORNEY
24 GENERAL AND STATES.—Each remedial plan
25 established by the Commission shall provide for

1 coordination between the Commission, the At-
2 torney General, and the State involved to mon-
3 itor the compliance of the State with the reme-
4 dial plan during the period leading up to the
5 election and on the date of the election and to
6 respond to serious delays in the ability of voters
7 to cast their ballots at polling places.

8 “(2) JURISDICTION DEFINED.—For purposes of
9 this paragraph, the term ‘jurisdiction’ has the mean-
10 ing given the term ‘registrar’s jurisdiction’ in section
11 8(j) of the National Voter Registration Act of 1993
12 (42 U.S.C. 1973gg-6(j)).

13 “(c) EMERGENCY BALLOTS.—

14 “(1) IN GENERAL.—In the event of a failure of
15 voting equipment or other circumstance at a polling
16 place that causes an unreasonable delay, any indi-
17 vidual who is waiting at the polling place to cast a
18 ballot in an election for Federal office at the time
19 of the failure shall be advised immediately of the in-
20 dividuals right to use an emergency paper ballot,
21 and upon request shall be provided with an emer-
22 gency paper ballot for the election and the supplies
23 necessary to mark the ballot.

24 “(2) DISPOSITION OF BALLOT.—Any emergency
25 paper ballot which is cast by an individual under

1 this subsection shall be counted in the same manner
2 as a regular ballot, unless the individual casting the
3 ballot would have otherwise been required to cast a
4 provisional ballot in the absence of the delay, in
5 which case that ballot shall be treated in the same
6 manner as a provisional ballot.”.

7 (b) **CLERICAL AMENDMENTS.**—The table of contents
8 of such Act is amended by adding at the end of the items
9 relating to title III the following:

“Subtitle C—Additional Requirements

“Sec. 321. Minimum required voting systems and poll workers.

“Sec. 322. Allocation of election resources.”.

10 **SEC. 302. EARLY VOTING.**

11 (a) **REQUIREMENTS.**—Subtitle C of title III of the
12 Help America Vote Act of 2002, as added by section 301,
13 is amended by adding at the end the following new section:

14 **“SEC. 323. EARLY VOTING.**

15 “(a) **IN GENERAL.**—During the 7-day period (or, at
16 the option of the State, a longer period) which ends on
17 the date of an election for Federal office, each State shall
18 allow individuals to vote in the election in the same man-
19 ner as voting is allowed on the date of such election.

20 “(b) **MINIMUM EARLY VOTING REQUIREMENTS.**—
21 Each polling place which allows voting prior to the day
22 of a Federal election pursuant to subsection (a) shall—

1 “(1) allow such voting for no less than 4 hours
2 on each day (other than Sunday); and

3 “(2) have minimum uniform hours each day for
4 which such voting occurs.

5 “(c) STANDARDS FOR EARLY VOTING.—

6 “(1) STANDARDS.—

7 “(A) IN GENERAL.—The Commission shall
8 issue standards for the administration of voting
9 prior to the day scheduled for a Federal elec-
10 tion.

11 “(B) STANDARDS FOR POLLING PLACES.—

12 Such standards shall include the nondiscrim-
13 inatory geographic placement of polling places
14 at which such voting occurs and the public list-
15 ing of the date, time, and location of polling
16 places no earlier than 10 days before the date
17 on which such voting begins.

18 “(C) CONSULTATION.—Such standards
19 shall be developed in consultation with civil
20 rights, voting rights, and voting protection or-
21 ganizations, State and local election officials,
22 and other interested members of the commu-
23 nity.

24 “(2) DEVIATION.—The standards described in
25 paragraph (1) shall permit States, upon giving rea-

1 sonable public notice, to deviate from any require-
2 ment in the case of unforeseen circumstances such
3 as a natural disaster or a terrorist attack.”.

4 (b) CLERICAL AMENDMENT.—The table of contents
5 of such Act, as amended by section 301, is amended by
6 adding at the end of the items relating to subtitle C of
7 title III the following:

“Sec. 323. Early voting.”.

8 **SEC. 303. CONFORMING AMENDMENT TO ENFORCEMENT**
9 **PROVISION.**

10 Section 401 of the Help America Vote Act of 2002
11 (42 U.S.C. 15511) is amended by striking “sections 301,
12 302, and 303” and inserting “subtitles A and C of title
13 III”.

14 **TITLE IV—GENERAL**
15 **PROVISIONS**

16 **SEC. 401. EFFECTIVE DATE.**

17 (a) IN GENERAL.—Except as provided in subsection
18 (b) and section 203(c), the amendments made by this Act
19 shall take effect on January 1, 2014.

20 (b) WAIVER.—Subject to the approval of the Election
21 Assistance Commission, if a State certifies to the Election
22 Assistance Commission that the State will not meet the
23 deadline referred to in subsection (a) because of extraor-
24 dinary circumstances and includes in the certification the
25 reasons for the failure to meet the deadline, subsection

1 (a) shall apply to the State as if the reference in such
2 subsection to “January 1, 2014” were a reference to
3 “January 1, 2016”.